

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

<b>In re:</b>	§	<b>Chapter 11</b>
	§	
<b>W. R. GRACE &amp; CO., et al.,</b>	§	<b>Case No. 01-01139 (JKF)</b>
	§	
<b><i>Debtors.</i></b>	§	<b>Jointly Administered</b>
	§	
	§	<b>Objection Deadline: 12/30/08</b>
	§	<b>Hearing Date: 1/14/2009 (if needed)</b>

**SUMMARY OF APPLICATION OF ALAN B. RICH, ESQ. FOR  
COMPENSATION FOR SERVICES AND REIMBURSEMENT OF  
EXPENSES AS COUNSEL TO THE LEGAL REPRESENTATIVE FOR  
FUTURE ASBESTOS-RELATED PROPERTY DAMAGE CLAIMANTS  
AND HOLDERS OF DEMANDS FOR THE THIRD MONTHLY INTERIM  
PERIOD FROM NOVEMBER 1, 2008 THROUGH NOVEMBER 31, 2008**

Name of Applicant:	Alan B. Rich, Esq.
Authorized to Provide Services To:	Hon. Alexander M. Sanders, Jr., Legal Representative for Future Asbestos- Related Property Damage Claimants and Holders of Demands
Date of Retention:	September 29, 2008 ( <i>nunc pro tunc</i> )
Period for Which Compensation and Reimbursement is Sought:	November 1, 2008 through November 30, 2008
Amount of Fees Sought as Actual Reasonable and Necessary:	\$35,326.00
Amount of Expenses Sought as Actual, Reasonable and Necessary:	\$4,010.79
This is a(n):	<input checked="" type="checkbox"/> Monthly <input type="checkbox"/> Interim <input type="checkbox"/> Final Application

## PRIOR APPLICATIONS

[illegible]

Alan B. Rich is the only attorney providing services in this Fee Application period. Mr. Rich has practiced law for 24 years, and his billing rate is \$575 per hour. In this Application period Mr. Rich billed 76.6 hours<sup>2</sup>, for a total amount billed of \$44,045.00, of which 80% is currently sought, in the amount of \$35,326.00.

<sup>1</sup> At 80% of the total incurred.

<sup>2</sup> Non-Productive travel time is including in this figure, but at 50% of the actual time.

As stated above, this is the Third application for monthly fees and expenses. The time for preparation of this Application is approximately 1.5 hours, for which \$862.50 will be requested in a future application.

COMPENSATION BY PROJECT CATEGORY

Project Category	Hours	Amount
Disclosure Statement and Confirmation	56	\$32,200.00
Travel	38.2	\$10,982.50
Fee Applications	1.5	\$862.50
TOTAL	95.7	\$44,045.00

EXPENSE SUMMARY

Description	Expense
Travel	\$4010.79
TOTAL	\$4010.79

Detail of the fees and expenses billed is attached hereto as Exhibit A.

CERTIFICATION OF COUNSEL PURSUANT TO LOCAL RULE 2016-2(f)

I, Alan B. Rich, a professional person seeking approval of this Monthly Fee Application, and having reviewed the requirements of Local Rule 2016-2, hereby certify that in my opinion, this Monthly Fee Application complies with Local Rule 2016-2.

Respectfully Submitted,



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Alan B. Rich, Esq.  
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[arich@alanrichlaw.com](mailto:arich@alanrichlaw.com)

COUNSEL TO HON. ALEXANDER  
M. SANDERS, JR., LEGAL  
REPRESENTATIVE FOR FUTURE  
ASBESTOS-RELATED PROPERTY  
DAMAGE CLAIMANTS AND HOLDERS  
OF DEMANDS

**CERTIFICATE OF SERVICE**

I certify that on the 11<sup>th</sup> day of December, this document was served through the ECF system on all persons who have requested notice through the ECF system.



# EXHIBIT A

**ALAN B. RICH**

*Attorney and Counselor*  
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1201 Main Street  
Suite 1910, LB 201  
Dallas, Texas 75202-3909  
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**INVOICE FOR PROFESSIONAL SERVICES (November, 2008)**

**Client**

**Hon. Alexander M. Sanders, Legal Representative for Future Asbestos-Related Property  
Damage Claimants and Holders of Demands**

**Matter**

***In re W. R. Grace, No. 01-1139 (Bankr. D. Del)***

<u>Date</u>	<u>Services Performed</u>	<u>Time</u>
11/2/2008	Prepare Memo to FCR re ZAI issues	1.5
11/2/2008	Review and analysis of Debtors' disclosure statement exhibits pertaining to PD issues	0.8
11/3/2008	Meeting with the PD FCR, Debtors and with ZAI class counsel regarding ZAI issues	4.0
11/3/2008	Travel to and from Charleston, SC (non-productive) (9.0 hrs @ 50%)	4.5
11/4/2008	Email correspondence to and from client regarding ZAI issues, and to PD Committee counsel re status	0.3
11/5/2008	Email correspondence to and from client regarding ZAI issues	0.2
11/5/2008	Review documents received from counsel for the PD Committee	1.5

11/5/2008	Travel to Charleston, SC (non-productive) (3.2 hrs. @ 50%)	1.6
11/6/2008	Conference with client and PD Committee re status and strategy	6.0
11/6/2008	Review ZAI Term Sheet from Debtors and conferences with client and ZAI counsel re same	0.6
11/6/2008	Travel from Charleston to DFW (non-productive) (5.4 hrs @ 50%)	2.7
11/7/2008	Conference with PD committee counsel re PD related plan issues	0.3
11/7/2008	Conference call with Debtor re ZAI issues	1.3
11/7/2008	Conference call with ZAI counsel re ZAI issues	0.3
11/7/2008	Review of emails from PD Committee Counsel to Debtor regarding comments to PD CMO	0.1
11/7/2008	Email correspondence with Debtors' counsel re PD CMO	0.1
11/8/2008	Review Supplemental Limited Objection of the PD Committee	0.2
11/8/2008	Review Amended Disclosure Statement	1.5
11/8/2008	Draft objections to the Disclosure Statement	0.5
11/9/2008	Continued Review of Amended Disclosure Statement, Amended Plan and Amended Voting Procedures	2.0
11/9/2008	Drafting and revising objections to Disclosure Statement	1.5
11/9/2008	Review Sealed Air comments to confidential PD CMO	0.2
11/9/2008	Emails to and PD Committee Counsel, ZAI counsel and client re potential Disclosure Statement Objections	0.4
11/9/2008	Review material re potential PD Trust provisions	0.3
11/10/2008	Conferences with client and PD Committee re revisions to Disclosure statement objections and strategy	0.4
11/10/2008	Revise and attend to filing of PD FCR's preliminary objections to disclosure statement	0.3

11/10/2008	Review and analysis of ZAI document and email correspondence to and from client and ZAI counsel re same	0.4
11/10/2008	Conference and emails with ZAI counsel re ZAI testing issues	0.4
11/10/2008	Conference with Debtors and Debtors' and ZAI counsels re ZAI issues	1.3
11/10/2008	Emails to and from Debtors and other counsel re Section 11.17 of the Plan	0.2
11/10/2008	Revise Draft of proposed traditional PD Plan provision	0.3
11/11/2008	Email correspondence to and from counsel for PD committee re PD plan proposal	0.3
11/11/2008	Revise Draft of proposed traditional PD Plan provision	0.2
11/11/2008	Email Correspondence from Debtor re November 13 hearing date and re PD issues	0.2
11/11/2008	Review proposed revisions by ZAI counsel re documents re ZAI issues	0.4
11/11/2008	Teleconference with PD Claimants' counsel re traditional PD plan proposal	0.3
11/11/2008	Review Amended Disclosure Statement Exhibits and procedures motion and exhibits and supplemental objections by various parties in interest	2.0
11/11/2008	Conference call with Debtors' counsel and ZAI counsel re ZAI issues	0.8
11/12/2008	Email from Debtors' counsel re Nov. 13 and 14 hearings and review of agenda re hearings	0.2
11/13/2008	Travel to Pittsburgh (non-productive) (5.0 hrs @ 50%)	2.5
11/13/2008	Conference with R. Frankel re Trust agreement issue	0.2
11/13/2008	Conference with client re status	0.2
11/13/2008	Conferences with ZAI counsel re status; Review of ZAI counsel revisions to documents	0.6
11/13/2008	Conference call with Debtors' counsel and ZAI counsel re ZAI issues	1.2
11/13/2008	Review Omnibus hearing agenda	0.1
11/13/2008	Preparation of first and second monthly fee applications	2.5



11/14/2008	Attend continuation of Disclosure Statement hearing and discussion with Debtors' counsel re status	3.0
11/14/2008	Review and revise revised ZAI documents received from ZAI counsel	0.5
11/14/2008	Review District Court Anderson Memorial Opinion on Motion for Reconsideration	0.5
11/14/2008	Travel to Dallas (non-productive) (5.6 hrs. @ 50%)	2.8
11/17/2008	Draft and file certification of counsel regarding monthly fee applications	0.2
11/17/2008	Review proposed ZAI Term Sheet, Revisions to proposed Term Sheet and conferences with client and ZAI counsel re same	1.0
11/17/2008	Review 11-24 Agenda	0.2
11/18/2008	Review changes to ZAI term Sheet and email from Debtors' counsel re same	0.3
11/18/2008	Review Order of Retention and correspondence to client re same	0.2
11/18/2001	Review Order approving a PD settlements with Children's Hospital and Univ of California	0.1
11/18/2001	Email correspondence with Debtors' counsel re PD issues	0.1
11/18/2008	Review latest amendments to Plan and Disclosure Statement	1.2
11/19/2008	Email from Debtors' counsel re confirmation CMO	0.1
11/19/2008	Review proposed changes to CMO from insurance group	0.1
11/19/2008	Email to and from PD committee counsel re status of proposal	0.1
11/19/2008	Review latest revisions to proposal re ZAI and make PD FCR's revisions to proposal and email to ZAI counsel re same	0.5
11/20/2008	Conferences with ZAI counsel and Debtors' counsel re revisions to ZAI proposal and further revisions by FCR	1.3
11/20/2008	Conference call with various counsel (20+) regarding proposed confirmation CMO	1.5
11/20/2008	Review PD Committee Revisions to potential proposal re PD claims	0.3

11/20/2008	Review Debtors' Anderson Memorial Status Report	0.2
11/21/2008	Review final revisions to ZAI Term Sheet; conferences with ZAI counsel re ZAI Term Sheet	1.0
11/21/2008	Review of revision to proposed CMO and Conference call with various counsel (20+) regarding proposed confirmation CMO	1.2
11/21/2008	Email correspondence with PD Committee Counsel re PD issues	0.2
11/23/2008	Email correspondence from PD Committee Counsel re CMO issues	0.1
11/23/2008	Travel to Pittsburgh (non-productive) (5.0 hrs. @ 50%)	2.5
11/23/2008	Review materials for November Omnibus (Agenda; Revised CMOs; revisions and inserts and COC re Disclosure Statement)	2.5
11/24/2008	Attend November Omnibus Hearing	4.2
11/24/2008	Travel to DFW (non-productive) (5.0 hrs. @ 50%)	2.5
11/25/2008	Email correspondence to and from co-counsel and to and from opposing counsel re property damage meeting, ZAI issues and PIQ protective orders	0.5
11/25/2008	Email from R. Finke re ZAI Term Sheet	0.1
11/26/2008	Emails to and from co-counsel and debtors' counsel re PD meeting	0.1
11/30/2008	Email from co-counsel regarding PD meeting	0.1

Total: 76.6 hours @ \$575.00/hour = \$44,045.00

Expenses: Travel Expenses (Detail on Exhibit 1) \$4010.79

**Total Fees and Expenses Due:           \$48,055.79**

## EXPENSES FOR NOVEMBER, 2008

EXHIBIT 1

DATE	DESCRIPTION OF EXPENSE	AMOUNT
11/3/2008	RT Coach Airfare (DFW-Charleston, SC) (ZAI Mtg)	446.5
11/3/2008	Airport Transportation (Charleston)	58
11/3/2008	Airport Parking (DFW)	17
11/5/2008	RT Coach Airfare (DFW-Charleston, SC) (ZAI Mtg)	446.5
11/5/2008	Charleston Resort & Marina Hotel	249.19
11/5/2008	Airport Transportation (Charleston)	54
11/5/2008	Dinner	37
11/6/2008	Airport Parking (DFW)	19
11/13/2008	RT Coach Airfare (DFW-PIT) (Disclosure Statement)	805
11/13/2008	Renaissance Hotel	340.86
11/13/2008	Dinner	43.67
11/13/2008	Water	2.99
11/13/2008	Copies	3.24
11/14/2008	Taxis (Pittsburgh)	61
11/14/2008	Lunch	11.91
11/14/2008	Airport Parking (DFW)	38
11/23/2008	RT Coach Airfare (Pittsburgh Omnibus)	726
11/23/2008	Renaissance Hotel	340.86
11/23/2008	Dinner	49.73
11/24/2008	Taxi Transportation in Pittsburgh	95
11/24/2008	Lunch	8.83
11/24/2008	Dinner	8.51
11/23/2008	DFW Airport Transportation	148
	TOTAL EXPENSES	4010.79